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INTELLECTUAL PROPERTY LAW

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TO

Commissioner for Patents

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**FROM** 

Oleg F. Kaplun, Esq. of Fay, Kaplun & Marcin, LLP

DATE

August 2,2007

**SUBJECT** 

U.S. Patent Appln. Serial No. 10/626,246

for Embolic Coil

Our Ref.: 10123/00601

NUMBER OF PAGES INCLUDING COVER:

5

**MESSAGE:** 

Please see attached.

Thank you.

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Attorney Docket No. 10123/00601 (03-087)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Elliot

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Serial No.

10/626,246

AUG 0 2 2007

Filing Date

July 24, 2003

For

Embolic Coil

Group Art Unit:

3731

Confirmation:

1009

Examiner

Elizabeth Houston

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I hereby certify that this correspondence is being deposited via facsimile or First Class Mail addressed to:

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Commissioner for Patents

P.O. Box 1450

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### TRANSMITTAL

In response to the Final Office Action mailed on April 25, 2007 and the Advisory Action mailed on July 24, 2007, please find a Notice of Appeal for filing in the above-identified application. Applicant hereby requests a one (1) month extension. Please charge the Credit Card of Fay Kaplun & Marcin, LLP in the amount of \$620.00 for Appeal and extension fee (PTO-Form 2038 is enclosed herewith). The Commissioner is hereby authorized to charge the Deposit Account of Fay Kaplun & Marcin, LLP No. 50-1492 any additional fees. A copy of this paper is enclosed for that purpose.

Dated: August 2, 2007

Respectfully submitted,

Oleg F. Kaplun (Reg. No. 43,559)

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(212) 619-6000 (telephone)

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Attorney Docket No.10123/00601 (03-087)

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P.O. Box 1450

Alexandria, VA 22313-1450

### **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated April 25, 2007 rejecting claims 1, 2, 5-12, 24 and 26.

Respectfully Submitted,

Dated: August 2007

Oleg F. Kaplun (Reg. No. 45,559)

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08/03/2007 SSITHIB1 00000060 10626246

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